

State of California, State Water Resources Control Board
Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **EARL E WALSH**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING
EARL E WALSH
PO BOX 787
WEST POINT, CA 95255

STATEMENT NO.: **S000133**
CONTACT PHONE NO.: **(209) 293 - 7434**

Source Name: **BEAR CREEK**
Tributary To: **MIDDLE FORK MOKELUMNE RIVER**
County: **Calaveras**
Diversion Within: **NW¼ of SW¼ Section 12 T06N, R13E, MB&M**

Year of First Use: **1854**
Parcel Number: **010-009-00-000**

STATE WATER RESOURCES
CONTROL BOARD
DIVISION OF WATER RIGHTS
SACRAMENTO
2007 MAY 16 PM 3:10

A. **Water is Used Under:** Riparian claim _____ Pre-1914 right ☒ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) 1854

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) _____ Other 20 Miners inches

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004				✓	✓	✓	✓	✓	✓	✓			
2005				✓	✓	✓	✓	✓	✓	✓			
2006				✓	✓	✓	✓	✓	✓	✓			

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 15 Acres acres; Stockwatering 36 Head; Domestic 1 (Household) yard
Other (specify) 2 Reservoirs (15 acre ft each)

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)
Diversion remains the same as last report

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐
Describe any water conservation efforts you have initiated: Cleaned both Reservoirs and brought to capacity of 15 acre ft each.

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: By Agreement with Calaveras Co. Water Dept. we are saving 50 op more water, since abandoning old open ditch

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use: 50 op Reduction

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ☒ NO ☐

Agreement with Calaveras County Water District
San Andreas, Ca

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ☐ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply:

Amount of substitute water supply used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ☒ NO ☐

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☐ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ☒ NO ☐

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5/11/2007 at West Point CA 95255 California

SIGNATURE: Earl E. Walsh Nondine R. Walsh (Co-Trustees)

PRINTED NAME: EARL E WALSH NONDINE R. WALSH

COMPANY NAME: WALSH FAMILY TRUST DATED 1984

If there is insufficient space for your answers, please use the space provided below.

ITEM

CONTINUATION

Please keep us informed of new charges in water rights.
Dennis Donald Geiger
311 E MAIN, SUITE 400 STOCKTON CA 95202
PH. (209) 948-0434

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



State Water Resources Control Board

SURNAME



Winston H. Hickox
Secretary for
Environmental
Protection

Division of Water Rights
1001 I Street, 14th Floor • Sacramento, California 95814 • (916) 341-5383
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000
FAX (916) 341-5400 • Web Site Address: <http://www.swrcb.ca.gov>
Division of Water Rights: <http://www.waterrights.ca.gov>

266.0
Walsh, Earl
and
Nandine

Gray Davis
Governor

In Reply Refer
to: 331:MSM:266.0

JUN 12 2001

Earl & Nandine Walsh
P.O. Box 787
West Point, CA 95255-0787

Dear Mr. & Mrs. Walsh:

Thank you for your letter dated June 4, 2001 in which you requested that the Division of Water Rights (Division) estimate a value for your water rights for the purpose of listing your property for sale.

Unfortunately, the Division does not perform appraisals on individual water rights. Since the value of an individual water right may be determined by many factors, it is recommended that you contact a certified real estate appraiser in your community with expertise in this area.

I have also enclosed for your review is a list of attorneys and consultants specializing in water rights matters who also may be able to assist you. If you have further questions or need additional information, please contact me at (916) 341-5383.

Sincerely,

ORIGINAL SIGNED BY.

Mitchell Moody
Water Resource Control Engineer
Applications Unit

Enclosure

Control #16337

MSMoody:msm/jbradley:6-12-01
u:msm:Walsh.266

SURNAME

Moody
6-12-01

CLA
6-12-01

"The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demands and cut your energy costs, see our Web-site at <http://www.waterrights.ca.gov>.

West Point, CA
June 4, 2001

Larry L. Attaway, Program Mgr.
Application & Petition Sect.
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Dear Mr. Attaway,

Recently I wrote a letter
to Edward C. Enton, Chief Div.
of Water Rights but received no
reply. I must assume he
is no longer with the agency.

I am enclosing a copy
of the letter.

Could you please direct it
to someone in the Division
who would be able to place
a value on 20 miners inches
of water over the months used
so we can fairly list a value
on our Homestead as we list it
with Realtors.

Sincerely,
Earl E. & Nordene R. Walsh
(Trustees) Walsh Family Trust
Dated 1984

West Point, CA
May 11, 2001

Edward P. Anton, Chief
Division of Water Rights
State Water Resources Control Bd
P.O. Box 2000
Sacramento, CA 95812-2000

Dear Mr. Anton,

We are located in Calaveras County at West Point, CA. Our Family Trust is in the process of considering sale of our Homestead (160 acres) and the Water Right (Pre 1914) that goes with the Property.

We hope you, or someone in your Division, might be able to give us a fair Appraisal of the value of this Water Right in today's market.

To make it more specific, we are listed as Statement 000133 in your files and I'm enclosing a copy of one of our Supplemental Statements of Water Diversion and Use. The Right is listed as 20 miners inches over the months listed on our Statement. You may wish to convert this to I.P.M. or acre ft.

My wife and I (present Trustees) can come down to your office if you need more pertinent information.

Thank you for this consideration.

Sincerely,
our phone: (209) 293-7434
Earl &ondine Walsh

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

2001 JUN -7 PM 4:38

DIV. OF WATER RIGHTS
SACRAMENTO

Please Complete and Return This Form by July 1, 2001.

Owner of Record: EARL E WALSH; NONDINE WALSH;

EARL E WALSH
PO BOX 787
WEST POINT, CA 95255

Statement No: S000133

Password: 04190110013984

Phone Number: (209) 293-7434

Year of First Use: 1854

Source Name: BEAR CREEK

Tributary To: MIDDLE FORK MOKELUMNE RIVER

County: Calaveras

Diversion Within: NW1/4 of SW1/4 Section 12, T06N, R13E, MB&M

Parcel Number:

A. Water is used under: Riparian claim _____ Pre 1914 right ☒ Other (explain): _____

B. Year of first use (Please provide if missing above) 1854

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons _____ Acre-feet _____ Other 20 Miners Inches

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1998				✓	✓	✓	✓	✓	✓	✓			
1999				✓	✓	✓	✓	✓	✓	✓			
2000				✓	✓	✓	✓	✓	✓	✓			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Pasture (15) acres; Stockwatering 30-50 Head; Domestic 1 Household yard
Other (specify) 2 Ponds (Part of Water Right) 5000 gpd

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Open ditch replaced with plastic pipe to make water use more efficient

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO _____
Describe any water conservation efforts you have initiated: Irrigating orchards and pastures at night to help them

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions: (does not apply)
yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☒ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO X

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 4, 2001 at West Point, California

SIGNATURE: Earl E. Walsh & Nondine R. Walsh

PRINTED NAME: EARL E. Ed NONDINE R WALSH
(first name) (middle init.) (last name)

COMPANY NAME: TRUSTEES WALSH FAMILY TRUST DATED 1984

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"



S000133%\$2003

2001, 2002, 2003

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by August 1, 2004.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: **EARL E WALSH;** **NONDINE WALSH;**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

EARL E WALSH

PO BOX 787

WEST POINT, CA 95255

STATEMENT NO.: S000133
CONTACT PHONE NO.: (209)293-7434

Source Name: **BEAR CREEK**
Tributary To: **MIDDLE FORK MOKELUMNE RIVER**
County: **Calaveras**
Diversion Within: **NW1/4 of SW1/4 Section 12, T06N, R13E, MB&M**

Year of First Use: **1854**

Parcel Number: **010-009-001-000**

- A. Water is used under: Riparian claim _____ Pre 1914 right ☒ Other (explain): _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:														Gallons _____ Acre-feet _____ Other <u>20 Miners Inches</u>	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual		
2001				{ 20 miners inches daily }											
2002				"		"		"	"						
2003				"		"		"	"						

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 30 Acres acres; Stockwatering 30 Head; Domestic Family Orchard
Other (specify) 2 Reservoirs (Storage) 30 acre ft Capacity
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Storage Reservoir Capacity increased
- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☒ NO ☐
Describe any water conservation efforts you have initiated: Have abandoned old open ditch and now water is delivered through plastic pipe in cooperation with Calaveras Co. Water District

- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☒ NO ☐

19 2004

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ✓ NO _____ (*Drought only*)
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ✓ NO _____

In a drought year, this protects orchards etc.
I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: July 3, 2004 at West Point, California

SIGNATURE: Earl E. Walsh, Trustee Nondine Walsh, Trustee

PRINTED NAME: EARL E. (first name) W (middle init.) WALSH (last name)

COMPANY NAME: WALSH FAMILY TRUST

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

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SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RESOURCES
CONTROL BOARD

JUN -7 PM 4:28

Please Complete and Return This Form by July 1, 2001.

DIV. OF WATER RIGHTS
SACRAMENTO

Owner of Record: EARL E WALSH; NONDINE WALSH;

EARL E WALSH
PO BOX 787
WEST POINT, CA 95255



Statement No: 9006155
Password: 04190110013984

Phone Number: (209) 293-7434

Year of First Use: 1854

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Source Name: BEAR CREEK

Tributary To: MIDDLE FORK MOKELUMNE RIVER

County: Calaveras

Diversion Within: NW1/4 of SW1/4 Section 12, T06N, R13E, MB&M

Parcel Number:

A. Water is used under: Riparian claim _____ Pre 1914 right ☒ Other (explain): _____

B. Year of first use (Please provide if missing above) 1854

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:														Gallons _____ Acre-feet _____ Other <u>20 miners inches</u>	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual		
1998				✓	✓	✓	✓	✓	✓	✓					
1999				✓	✓	✓	✓	✓	✓	✓					
2000				✓	✓	✓	✓	✓	✓	✓					

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Pasture (15) acres; Stockwatering 30-50 Head Domestic 1 Household yard
Other (specify) 2 Reservoirs (Part of Water Right) 5 acres apples

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Open ditch replaced with plastic pipe to make water use more efficient

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO _____
Describe any water conservation efforts you have initiated: Irrigating Orchards and Pastures at night to hold down evaporation

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions: (does not apply)
yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:
yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☒ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO X

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief

DATE: June 4, 2001 at West Beach, California

SIGNATURE: Earl E. Walsh & Nondine R. Walsh

PRINTED NAME: EARL E. (first name) Ed (middle init.) NONDINE R (last name) WALSH

COMPANY NAME: TRUSTEES WALSH FAMILY TRUST DATED 1984

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

Edward P. Caton, Chief
Division of Water Rights
State Water Resources Control Bd
P.O. Box 2000
Sacramento, CA 95812-2000

West Point, CA
May 11, 2001
KSN ~~50~~
S000133

Dear Mr. Caton,

We are located in Colusa County at West Point, CA. Our Family Trust is in the process of considering sale of our Homestead (160 acres) and the Water right (Pre 1914) that goes with the Property.

We hope you, or someone in your Division, might be able to give us a fair Appraisal of the value of this Water right in today's market.

To make it more specific, we are listed as Statement 000133 in your files and I'm enclosing a copy of one of our Supplemental Statements of water diversion and use. The right is listed as 20 miners inches over the months listed on our Statement. You may wish to convert this to I.P.M. or acre ft.

My wife and I (present Trustees) can come down to your office if you need more pertinent information.

Thank you for this consideration.

Sincerely,
Our phone: (209) 293-7434 Earl & Rondine Walsh

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

EARL E & NONDINE WALSH
P O BOX 787
WEST POINT, CA 95255

STATEMENT NO: 000133

TELEPHONE NUMBER:
(209) 293-7434

STATE WATER RESOURCES
CONTROL BOARD

2001 MAY 16 PM 2:14

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BEAR CREEK

TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER

COUNTY: CALAVERAS

YEAR OF FIRST USE: 1854

DIVERSION

WITHIN: NW1/4 OF SW1/4 SECTION 12, T06N, R13E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) _____

B. Year of first use (Please provide if missing above) 1854

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons

☐ Acre-feet

☐ (other) 20 Miners Inches

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991				✓	✓	✓	✓						
1992				✓	✓	✓	✓	✓					
1993			✓	✓	✓	✓	✓	✓					

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Pasture 15 acres; Stockwatering 30-50 head; Domestic Household (yard)
Other (specify) 2 Reservoirs (Part of Water Right) 5 acres apples and walnuts

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Replaced most of open ditch with plastic pipe, in an effort to make water use more efficient

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Mar 15, 19 94, at West Point, California

Signature:

Earl E. Walsh
Nondine R. Walsh
Walsh Family
West Point

CONTACT REPORT

DIVISION OF WATERS

STATE WATER RESOURCES CONTROL BOARD

**Subject: Appraisal of Water Right For A Property
Statement of Water Diversion and Use.
Statement Number: S000133**

Division: Personnel: Koso Nodohara

Date: June 8, 2001 Time: 1140a

Personal: ☐ Where: West Point, CA

Telephone: ☐ Number: (209) 893-7434

Individuals(s)/Agency Contacted: Mr. Earl E Walsh

Coversation Decription:

As described in the Mr. Walsh's letter, he wishes if someone from this office can assist him setting a value of a water right which he is intending to sell his property in the future. He claims that the water has been in existence prior to 1914.

I told him this office can not issue any value on water rights. This agency has no jurisdiction these matters and will stay nuetral on any water right issues.

I told him that he should contact himself with a local Real Estate who may have knowledge or an attorney who may deal on water right matters.

I will send a list of water right attornies from our website. From the list, he may find someone to his liking. The list will be sent shortly.

I told him no letter will follow and he thank me kindly for this call and he asked me to whom he was speaking, also asked who is now the Division Chief and I replied Mr. Harry Schueller.

End of conversation.

No other reply necessary.

Surname: Koso Nodohara Date June 8, 2001



SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998

OWNER OF RECORD: EARL E WALSH, NONDINE WALSH

EARL E WALSH
PO BOX 787
WEST POINT, CA 95255

STATEMENT NO: S000133



TELEPHONE NUMBER:
(209) 293-7434
YEAR OF FIRST USE: 1854
PARCEL NO:

SOURCE: BEAR CREEK
TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER
COUNTY: CALAVERAS
DIVERSION
WITHIN: NW¼ OF SW¼ SECTION 12, T6N, R13E, MB&M.

A. Water is used under: Riparian claim X; Pre 1914 right X; Other (explain): _____

B. Year of first use (Please provide if missing above) 1854

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) 20 Miners Inches

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995				✓	✓	✓	✓	✓	✓	✓			
1996				✓	✓	✓	✓	✓	✓	✓			
1997				✓	✓	✓	✓	✓	✓	✓			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 15-20 acres; Stockwatering 30 HEAD; Domestic 2 Acres

Other (specify) Water used for 5 acres apples, 5 acres Walnuts, 20 acres irrigated pasture

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 15, 1998 at West Point, CA 95255, California

SIGNATURE: Earl E. Walsh Nondine R. Walsh

PRINTED NAME: EARL R. WALSH
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: Walsh Family Trust, Nondine Walsh, Earl Walsh
Trustees

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000133

OWNER OF RECORD: EARL E WALSH

EARL E WALSH

PO BOX 787

WEST POINT, CA 95255

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 MAR 24 AM 7:01

SOURCE: BEAR CREEK

TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER

COUNTY: CALAVERAS

DIVERSION

WITHIN: NW¼ OF SW¼ SECTION 12, T6N, R13E, MDB&M.

TELEPHONE NUMBER:

(209) 293-7434

YEAR OF FIRST USE: 1854

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) _____B. Year of first use (Please provide if missing above) 1854C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:

☐ Gallons☐ Acre-feet☐ (other) 20 miners inches

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992				✓	✓	✓	✓	✓					
1993			✓	✓	✓	✓	✓	✓					
1994			✓	✓	✓	✓							

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.Irrigation Pasture 15 acres; Stockwatering 30-50 head; Domestic 1 Household yardOther (specify) 2 Reservoirs (Part of Water Right)
5 acres apples + Walnuts

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Same as 1994 Report

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Mar 21, 1995, at West Point, California

SIGNATURE: Earl E. Walsh Nonline R. Walsh (Co. Trustee)

PRINTED NAME: EARL E. WALSH
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: WALSH FAMILY TRUST

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 000133

EARL E & NONDINE WALSH
P O BOX 787
WEST POINT, CA 95255TELEPHONE NUMBER:
(209) 293-7434

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BEAR CREEK

TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER

COUNTY: CALAVERAS

YEAR OF FIRST USE: 1854

DIVERSION

WITHIN: NW1/4 OF SW1/4 SECTION 12, T06N, R13E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) _____

B. Year of first use (Please provide if missing above) 1854

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:

☐ Gallons☐ Acre-feet☐ (other)

20 Miners Inches

JAN. FEB. MAR. APR. MAY JUNE JULY AUG. SEPT. OCT. NOV. DEC. TOTAL ANNUAL

1991				✓	✓	✓	✓						
1992				✓	✓	✓	✓	✓					
1993			✓	✓	✓	✓	✓	✓					

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Pasture 15 acres; Stockwatering 30-50 head; Domestic 1 Household (yard)
Other (specify) 2 Reservoirs (Part of Water Right) 5 acres Apples and Walnuts

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Replaced most of open ditch with plastic pipe, in an effort to make water use more efficient

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Mar 15, 1994, at West Point, California

Signature:

Earl E. Walsh
Nondine R. WalshWR 40-1 (1/94)
FOR0127R2

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockpounds Constructed Prior to 1969"

"Appropriation of Water in California"

P.5.

would you please send me

all the above pamphlets

I might have left on

information pertaining to water

rights and use in California.

Thank you for this information.

FOR0056A-1

Case E. Water
sent 3/18/68

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814

STATE WATER RESOURCES
(916) 322-4503
(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1991 FEB -8 AM 9:08

DIVERTER OF RECORD:

DIV. OF WATER RIGHTS
SACRAMENTO

STATEMENT NO: 000133

EARL E & NONDINE WALSH

~~STAR ROUTE, JUNE ROAD~~
WEST POINT, CA 95255

P.O. Box 787

TELEPHONE NUMBER:
(209) 293-7434

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BEAR CREEK

TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER

COUNTY: CALAVERAS

DIVERSION

WITHIN: NW1/4 OF SW1/4 SECTION 12, T06N, R13E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ 20 miner (other) inches

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988				✓	✓	✓	✓	✓	✓	✓			
1989				✓	✓	✓	✓	✓					
1990				✓	✓	✓							

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 15 acres pasture 5 acres Apples & Walnuts

Stockwatering 25-35 Head of Cattle & Calves

Domestic For 1 Household (yard use)

Other (specify) 2 reservoirs

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

The diversion remains the same, but due to drought my season of use has been shortened as the drought becomes more severe.

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Jan 28, 1991, at West Point, California

Signature:

Earl E. Walsh

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water EARL E. WALSH and NONDINE R. WALSH
Address San Andreas, California 95249

B. Name of body of water at point of diversion Bear Creek
Tributary to Mokelumne River

C. Place of diversion SW 1/4 Sec. 11, Twp. 6 N., Range 13 E., M. D. B. & M.
Calaveras County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Nestor Ditch

E. Capacity of diversion works 20 miners inches
Capacity of storage reservoir 20 acre ft.
State quantity of water used each month in gallons or acre-feet

cubic feet per second
gallons per minute
gallons
acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
				X	X	X	X	X	X	X			

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years

Minimum annual water use in recent years

Type of diversion facility: gravity X, pump

Method of measurement: weir, flame, electric power meter, water meter, estimate X

F. Purpose of use (what water is being used for) Irrigation of pasture lands and 5 acres of apple orchard, and watering of livestock

G. General description or location of place of use (use sketch of section grid on reverse side if you desire).
E 1/2 of NE 1/4 of Sec. 11, the SW 1/4 of NW 1/4, and the NW 1/4 of SW 1/4, of Sec. 12, all in T. 6 N., R. 13 E., M. D. B. & M.

H. Year of first use as nearly as known 1859

I. Name of person filing statement Earl E. Walsh

Position Organization

Address San Andreas, California 95249

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed January 5, 1967

Signature Earl E. Walsh
Nondine R. Walsh

See Instructions on Reverse Side